

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: § Attorney Docket No.  
Bryan, et al. § 31132.59 / PC904.03  
§  
Serial No.: 09/776,394 § Customer No. 46333  
§  
Filed: February 2, 2001 § Group Art Unit: 3774  
§  
For: Human Spinal Disc Prosthesis § Examiner: Stewart, Alvin J.

**RESUBMISSION OF EXECUTED DECLARATIONS**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Pending claims 1-3, 12, 14, and 36-45 have been indicated as allowed. This application stands rejected based upon a defective reissue oath/declaration. The previously submitted declarations did not include the entire declarations for both inventors, but included the terms of one and the signature pages of both. Submitted herewith is an executed and complete declaration for each of the two inventors, including both the terms and the signature pages for each.

With the submission of these Reissue Application Declaration forms, Applicants believe all issues have been addressed. A notice of allowance of claims 1-3, 12, 14, and 36-45 is respectfully requested. The Examiner is invited to telephone the undersigned at the below listed telephone number, if needed.

Respectfully submitted,



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Dated: September 17, 2008  
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**Certificate of Service**

I hereby certify that this correspondence is being filed with the United States Patent and Trademark Office via EFS-Web on September 17, 2008.



Diane Sutton